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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Ranju Ralhan  
Serial No. : 09/749,778 Art Unit : 1634  
Filed : December 28, 2000 Examiner : Sally A. SAKELARIS  
For : Polymorphism in p21 waf1/cip1 Gene. Association with Human Cancer and uses Related Thereto

DECLARATION UNDER 37 CFR 1.132  
TO OVERCOME REJECTION UNDER 35 U.S.C. § 103 (a)

Commissioner for Patents  
Washington DC 20231

Sir,

Declaration of Ranju Ralhan

I, Ranju Ralhan, declare as follows:

I am the sole inventor of the subject matter described and claimed in the above-identified application.

I am a co-author of a report in the publication Clinical Cancer Research, Vol. 6,2440-2447, 7/2000, the report being entitled "Association Between Polymorphism in p21 waf1/ cip1 Cyclin Dependent Kinase Inhibitor Gene and Human Oral Cancer". In an office Action mailed November 6, 2002 relative to the above-identified application, this publication forms the basis for a rejection of claims 2-7 under 35 U.S.C. § 103 (a).

I am the sole inventor of the subject matter which is disclosed in said publication and disclosed and claimed in the above-identified application.

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The other author of the publication, Sandhya Agarwal was working under my direction, supervision and control and is not co-inventor of the subject matter described in the publication. This work was supported by research grant from Indo French centre for Promotion of Advanced Research, hence the French Collaborator Dr. Bohdan Wasyluk is a co-author in the publication. Dr. Anurag Srivastava, Professor, Department of Surgical Disciplines provided the clinical specimens used in the publication. Dr. Meera Mathur, Professor of Pathology, helped with the histopathology part of the work in the publication. Hence, they are not co-inventors of the subject matter in the publication.

I declare that all statements made herein of my own knowledge are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under § 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

January 27, 2003  
Date

Respectfully Submitted

Ranju Ralhan  
Ranju Ralhan

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I, Ranju Ralhan, declare as follows:

I am the sole inventor of the subject matter described and claimed in the above-identified application.

I am a co-author of a report in the publication *Oncogene*, (2000 Jan 20) 19 (3) 323-8, the report being entitled "Novel Polymorphism in p21 waf1/cip1 Cyclin Dependent Kinase Inhibitor Gene: Association with Human Esophageal Cancer". In an office Action mailed November 6, 2002 relative to the above-identified application, this publication forms the basis for a rejection of claims 2-7 under 35 U.S.C. § 102 (a).

I am the sole inventor of the subject matter which is disclosed in said publication and disclosed and claimed in the above-identified application.

The other authors of the publication, Rimple Bahl, Sonia Arora and Neera Nath were working under my direction, supervision and control and are not co-inventors of the subject matter described in the publication. Dr. Meera Mathur Professor in Department of Pathology was a collaborator in this publication who helped us with the histopathology part of the work in the publication. Dr. Nootan K. Shukla, Additional Professor, Surgical Oncology Unit, Institute Rotary Cancer Hospital, All India Institute of Medical Sciences provided the clinical tissue specimens used in the publication. Hence, they are not co-inventors of the subject matter

I declare that all statements made herein of my own knowledge are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under § 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

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